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5 DISTRICT OF IDAHO  
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U. S. COURTS

JUL - 6 2004

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CAMERON S. BURKE  
CLERK IDAHO

UNITED STATES DISTRICT COURT FOR THE DISTRICT OF IDAHO

9 UNITED STATES OF AMERICA,

11 Plaintiff,

12 vs.

13 JUAN DELGADO-DELGADO,

14 Defendant.

Case No. CR- 04-046-S-FJL

**SUPERSEDING INFORMATION**

18 U.S.C. § 922(g)(3)

18 U.S.C. § 924(d)

**COUNT ONE**

**Unlawful User of Controlled Substance in Possession of Firearms**  
**18 U.S.C. § 922(g)(3)**

21 On or about January 28, 2004, in New Plymouth, Payette County, in the District of Idaho,  
22 the defendant, **JUAN DELGADO-DELGADO**, an unlawful user of the controlled substance  
23 methamphetamine, did knowingly and intentionally possess firearms, namely, a Chinese semi-  
24 automatic SKS 7.62 mm rifle, serial number 20049788; a 1929 "Mauscr style" Spanish-made  
25 7 mm bolt-action rifle, serial number U7711; and, a Savage Arms bolt-action .22 rifle with the  
26 serial number filed off, all of which had been shipped and transported in interstate and foreign  
27 commerce, in violation of Title 18, United States Code, Section 922(g)(3).  
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**COUNT TWO**

**Forfeiture**  
**18 U.S.C. § 924(d) and 28 U.S.C. § 2461(c)**

Upon conviction of one or more of the offenses alleged in this Information, defendant **JUAN DELGADO-DELGADO**, shall forfeit to the United States pursuant to 18 U.S.C. § 924(d) and 28 U.S.C. § 2461(c), all firearms and ammunition involved in the commission of the offense, including but not limited to the following: a Chinese semi-automatic SKS 7.62 mm rifle, serial number 20049788, with a 30-round detachable magazine, an after market muzzle flash suppressor, a ram line pistol grip stock and a bayonet; a 1929 "Mauser style" Spanish-made 7 mm bolt-action rifle, serial number U7711; and a Savage Arms bolt-action .22 rifle with the serial number filed off.

If any of the above-described forfeitable property, as a result of any act or omission of the defendant:

- (a) cannot be located upon the exercise of due diligence;
- (b) has been transferred or sold to, or deposited with, a third party;
- (c) has been placed beyond the jurisdiction of the court;
- (d) has been substantially diminished in value; or
- (e) has been commingled with other property which cannot be divided without difficulty;

it is the intent of the United States, pursuant to 21 U.S.C. § 853(p) as incorporated by 28 U.S.C. § 2461(c), to seek forfeiture of any other property of **JUAN DELGADO-DELGADO** up to the value of the forfeitable property described above.

**DATED** this 2<sup>nd</sup> day of July, 2004.

THOMAS E. MOSS  
United States Attorney  
By:

  
LYNNE W. LAMPRECHT  
Assistant United States Attorney

# CRIMINAL COVERSHEET

DEFENDANT'S NAME: Juan Delgado-Delgado

Juvenile: No

DEFENSE ATTORNEY: Doreen Guenther  
Address: P. O. Box 6924  
Boise, ID 83707-6924

Service

Type: Warrant/ Non-Secret

Interpreter: Yes

If yes, language: Spanish

Telephone No.: \*

INVESTIGATING  
AGENCY & AGENT: S/A James Watts  
DHS/ICE  
(208) 685-6674

U. S. COURTS

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CAMERON S. BURKE  
CLERK IDAHO

CASE INFORMATION: (List any miscellaneous, magistrate, CVB or other related defendants/case numbers.)

## CRIMINAL CHARGING INFORMATION

<input type="checkbox"/> Complaint	<input type="checkbox"/> Indictment	<input checked="" type="checkbox"/> Information	<input type="checkbox"/> Superseding Indictment
<input checked="" type="checkbox"/> Yes Felony	<input type="checkbox"/> Class A Misdemeanor	<input type="checkbox"/> Class B or C Misdemeanor (Petty Offense)	
County of Offense: <u>Payette</u>		Estimated Trial Time: <u>N/A</u>	

TITLE/SECTION	COUNTS	BRIEF DESCRIPTION	PENALTIES (Include Supervised Release and Special Assessments)
18 U.S.C. § 922(g)(3)	1	Unlawful User of Controlled Substance in Possession of Firearms	Max. 10 yrs. prison and/or \$250,000 fine; 3 yrs. supervised release; \$100 special assessment
18 U.S.C. § 924(d) and 28 U.S.C. § 2461(c)	2	Forfeiture	Forfeiture of firearms and ammunition

Date: July 2, 2004

AUSA: Lynne W. Lamprecht  
Telephone No.: (208) 334-1211

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